THE HON'BLE SRI JUSTICE V. ESWARAIAH

W.P.No. 14525 of 2007

Dated: 09-07-2007

Between:-

Labala Satyanarayana

..Petitioner

And

The Government of Andhra Pradesh rep., by its Minister for Social Welfare Department, Secretariat, Hyderabad and four others.

..Respondents.

THE HON'BLE SRI JUSTICE V. ESWARAIAH

W.P.No. 14525 of 2007

:O R D E R:

The petitioner questions the order dated 01-06-2007 in (M) Rc.No. 727/2005 C5 of the second respondent-District Collector, Vizianagaram cancelling the caste certificate issued in favour of the petitioner as illegal and arbitrary.

Admittedly, an appeal lies against the order impugned and in fact the petitioner filed an appeal dated 19-06-2007 before the first respondent along with an application for grant of interim suspension of the order impugned. The said application seeking suspension of the order impugned was also filed on 19-06-2007. It is stated that as no date has been fixed to consider the

application for stay of the order impugned and even before the said stay application being considered and appropriate orders passed, the petitioner being an employee of the Central Ware Housing Corporation, apprehends that his employer take steps for his removal from service.

In the circumstances, I am of the opinion that when the statutory appeal is filed along with an application to grant interim suspension, it is for the appellate authority to consider and dispose of such application as expeditiously as possible.

Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, the first respondent is directed to consider and dispose of the application filed along with appeal on 19-06-2007 seeking interim suspension of the order impugned pending disposal of the appeal as expeditiously as possible preferably within a period of period of two weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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V. ESWARAIAH, J

Dated: 09-07-2007.
Pvks/*

Nb:- Furnish c.c. in three days.
B/0 pvks